

Executive Director: George Mehnert

JLBC Analyst: Jay Chilton

	FY 2006 Actual	FY 2007 Estimate	FY 2008 Approved
<b>OPERATING BUDGET</b>			
<i>Full Time Equivalent Positions</i>	2.0	2.0	2.0
Personal Services	49,600	49,600	51,100
Employee Related Expenditures	20,900	24,200	26,300
Professional and Outside Services	61,300	180,800	83,000
Travel - In State	1,100	0	0
Other Operating Expenditures	30,400	1,600	8,000
Equipment	1,600	11,600	11,600
<b>AGENCY TOTAL</b>	<b>164,900</b>	<b>267,800<sup>1/</sup></b>	<b>180,000<sup>2/</sup></b>
<b>FUND SOURCES</b>			
General Fund	164,900	267,800	180,000
<b>SUBTOTAL - Appropriated Funds</b>	<b>164,900</b>	<b>267,800</b>	<b>180,000</b>
<b>TOTAL - ALL SOURCES</b>	<b>164,900</b>	<b>267,800</b>	<b>180,000</b>

**AGENCY DESCRIPTION** — The Arizona Navigable Stream Adjudication Commission is a 5-member body charged with determining the ownership of watercourses in the state by establishing whether the watercourses were navigable at the time of statehood. If navigable, title to the watercourse belongs to the state based on a series of court rulings. If non-navigable, the title to the watercourse belongs to the current title holder.

	FY 2004 Actual	FY 2005 Actual	FY 2006 Actual	FY 2008 Approved
<b>PERFORMANCE MEASURES</b>				
• % of Arizona rivers and streams adjudicated	52.1	74.1	100	100
• Customer satisfaction rating for hearing attendees (Scale 1-8)	7.0	7.5	7.0	7.5

### Operating Budget

The budget provides \$180,000 and 2 FTE Positions from the General Fund for the operating budget in FY 2008. These amounts fund the following adjustments:

#### Statewide Adjustments

The budget provides an increase of \$4,200 from the General Fund in FY 2008 for statewide adjustments. *(Please see the Statewide Adjustments section at the end of this Appropriations Report for details.)*

#### One-Time Funding for Navigability Reports

The budget provides a decrease of \$(92,000) from the General Fund in FY 2008 to reflect one-time funding for navigability reports.

### Other Issues

#### Commission Status

While the commission is normally budgeted biennially, only 1 year's budget is included as the commission currently has a statutory sunset date of June 30, 2008. The terms of the commissioners also expire on June 30, 2008. In addition, the commission has completed adjudication of all waterways, all navigability reports are projected to be completed during FY 2007, and all appeal periods will likely expire prior to the current June 30, 2008 sunset date. The State Land Department, however, has appealed the commission's decision regarding the Lower Salt River, and the case is pending. Should any additional appeals be filed in late FY 2007 or in FY 2008, there is a possibility that the litigation process may extend beyond the sunset date.

<sup>1/</sup> Laws 2006, Chapter 344, appropriated \$50,000 from the General Fund for litigation expenses resulting from an appeal of the Commission's decision on the lower Salt River. The Environment Budget Reconciliation Bill (Laws 2007, Chapter 262) makes these funds exempt from A.R.S. § 35-190 relating to the lapsing of funds until June 30, 2008.

<sup>2/</sup> General Appropriation Act funds are appropriated as a Lump Sum by Agency.